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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20555

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In the Matter of)	
)	MM Docket 95-78
Amendment of Section 73.202(b))	RM-8619
Table of Allotments)	RM-8678
FM Broadcast Stations)	
(Stonewall, Mississippi,)	
and Lisman, Alabama))	

To: Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

NOTICE OF APPEARANCE

1. Stonewall Broadcasters ("petitioner")^{1/} hereby submits a Notice of Appearance for its counsel in the above-referenced proceeding. The Notice of Proposed Rule Making ("NPRM"), 10 FCC Rcd 6153 (1995), proposed the allotment of Channel 295A to Stonewall, Mississippi, as its first local service. The NPRM requested that the petitioner submit a verification that the statements made by Mary C. Glass on behalf of the petitioner, Stonewall Broadcasters, were accurate to the best of her knowledge. On June 30, 1995, Ms. Glass submitted "Comments" on behalf of the petitioner in which she restated an interest in applying for and constructing a station at Stonewall. She

^{1/} The Notice of Proposed Rule Making named Mary C. Glass as the petitioner. In fact, Ms. Glass is a principal of Stonewall Broadcasters. See Petition for Rule Making filed March 7, 1995.

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verified her statements in the original petition as well as the Comments.

2. On July 28, 1995, Lisman Community Broadcasting Company submitted a counterproposal advocating the allotment of Channel 296A to Lisman, Alabama, as its first local service. The counterproposal has been accepted and placed on Public Notice issued August 9, 1995 (Report No. 2089). The reply comment deadline to the Lisman proposal was set at August 24, 1995. Petitioner will submit a reply to this counterproposal on or before the new reply deadline demonstrating that the public interest will be better served by the allotment of Channel 295A to Stonewall than by the allotment of Channel 296A to Lisman.

3. In addition, on July 31, 1995, Allen Broadcasting Company, Inc., licensee of Station WRBE(FM), Lucedale, Mississippi, filed a counterproposal seeking to substitute Channel 295C3 for Channel 295A and modify the license for Station WRBE accordingly. This counterproposal was not supported with a channel study demonstrating that Channel 295C3 could be allotted to Lucedale consistent with Section 73.207(b) of the Commission's Rules. This deficiency has apparently caused the Allocations Branch to refuse acceptance of the Lucedale proposal.

4. Stonewall Broadcasters takes no position on the merits of the Lucedale proposal at this time. Should the Allocations Branch accept this proposal by Public Notice, petitioner will


then address the comparative benefits of a first local service to Stonewall versus an upgrade in service area for Lucedale.

5. Petitioner is unaware of any other comments filed in this proceeding.

Accordingly, Stonewall Broadcasters submits this Notice of Appearance to enable undersigned counsel to be served with future filings and Commission documents in this proceeding.

Respectfully submitted,

STONEWALL BROADCASTERS

By: 
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Its Counsel

August 15, 1995

CERTIFICATE OF SERVICE

I, Veronica Abarre, a secretary in the law firm of Mullin, Rhyne, Emmons and Topel, P.C., do hereby certify that a copy of the foregoing "NOTICE OF APPEARANCE" was mailed by first class U.S. Mail, postage prepaid, on this 15th day of August, 1995, to the following:

- * Mr. John A. Karousos
Chief, Allocations Branch
Mass Media Bureau
Federal Communications Commission
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- * Ms. Pamela Blumenthal
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* HAND DELIVERED